

Response to Missing Requirements Under 35 USC § 371	Attorney Docket No.: GENOM.061NP First Named Inventor: Gayral, et al. Int'l Application No.: PCT/CA2003/001925 US Application No.: 10/538,442 Entered National Phase: June 10, 2005 Title: BIOLOGICAL REAGENTS AND METHODS TO VERIFY THE EFFICIENCY OF SAMPLE PREPARATION AND NUCLEIC ACID AMPLIFICATION AND/OR DETECTION
Direct all correspondence to Customer No.: 20995 Date: September 8, 2006	
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I hereby certify that this correspondence and all marked attachments are being deposited with the United States Postal Service as first-class mail in an envelope addressed to: United States Patent and Trademark Office, PO Box 1450, Alexandria, VA 22313-1450, on

September 8, 2006

(Date)

Ned A. Israelsen, Reg. No. 29,655

Applicant herewith submits to the US Designated/Elected Office (DO/EO/US) the following items and other information:

- (X) This is a **SECOND** or **SUBSEQUENT** submission of items concerning a filing under 35 USC 371.
- (X) Copy of the Notification of Missing Requirements under 35 USC 371 dated February 17, 2006.
- (X) An Oath or Declaration signed by the inventors (35 USC 371(c)(4)) in three (3) pages.
- (X) Statement Under 37 CFR § 3.73(b) in one (1) page.
- (X) General Power of attorney form and copy of assignment in three (3) pages.
- (X) Return prepaid postcard.

FILING FEES NOT YET PAID:

FEES CALCULATION				
FEES TYPE		LARGE FEE	CALCULATION	TOTAL
Late Oath/Decl.	37 CFR § 1.492(h)	1617 (\$130)		\$130
4 Month Extension	37 CFR § 1.17(a)(4)	1254 (\$1,590)		\$1,590
SUBTOTAL				\$1,720
The present application qualifies for Small Entity status under 37 CFR § 1.27. Fee reduced by 1/2.				(\$860)
				TOTAL FEE DUE
				\$860

(X) A check in the amount of **\$860** is enclosed to cover the above fees.

09/13/2006 SPREY1 00000132 10530442

01 FC:2617
02 FC:2254

65.00 0P
795.00 0P

**Response to Missing
Requirements Under
35 USC § 371**

Attorney Docket No.: GENOM.061NP
First Named Inventor: Gayral, et al.
Int'l Application No.: PCT/CA2003/001925
US Application No.: 10/538,442
Entered National Phase: June 10, 2005
Title: BIOLOGICAL REAGENTS AND METHODS TO VERIFY
THE EFFICIENCY OF SAMPLE PREPARATION AND
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Page 2 of 2

The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 11-1410.



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2910704 sma090806



UNITED STATES PATENT AND TRADEMARK OFFICE

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NAI KXM

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U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/538,442	Jean-Pierre Gayral	GENOM.061np
INTERNATIONAL APPLICATION NO.		
PCT/CA03/01925		
20995 KNOBBE MARTENS OLSON & BEAR LLP 2040 MAIN STREET FOURTEENTH FLOOR IRVINE, CA 92614	I.A. FILING DATE	PRIORITY DATE
	12/15/2003	12/13/2002
CONFIRMATION NO. 3808		
371 FORMALITIES LETTER		
OC00000018055109		

Date Mailed: 02/17/2006

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Indication of Small Entity Status
- Copy of the International Application filed on 06/10/2005
- Copy of the International Search Report filed on 06/10/2005
- Preliminary Amendments filed on 06/10/2005
- Small Entity Statement filed on 06/10/2005
- U.S. Basic National Fees filed on 06/10/2005
- Priority Documents filed on 06/10/2005

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fees required for this application is **\$65** for a Small Entity:

- **\$65** Surcharge.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

DARRELL C COTTMAN

Telephone: (703) 308-9140 EXT 203

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/538,442	PCT/CA03/01925	GENOM.061np

FORM PCT/DO/EO/905 (371 Formalities Notice)